

Date: September 19, 2003

To: Chairman Randolph and Commissioners Blair, Downey, Karlan, and Knox

From: Mark Krausse, Executive Director

EXECUTIVE DIRECTOR'S REPORT

This is a summary of administrative activity and other matters since the report sent to you prior to the August Commission meeting.

A. PERSONNEL

UCD students Shannon Noel and Christian Danielson have joined the FPPC staff as unpaid interns; each will be working with our media relations office about two days a week. They join Kathleen Moore, a June political science graduate from Chico State who is planning to do graduate work in history and public policy and has been with us as a summer-fall intern.

B. STAFF PROJECTS

The Public Education Unit published the September FPPC Bulletin on the web and distributed it to over 700 e-mail subscribers via the automated list serve system. PEU completed a final draft of a new revision of the booklet, *How Do I Get Advice From the FPPC*, and is beginning planning for the December FPPC Bulletin. Additionally, PEU continues writing and editing a booklet explaining the Interested Persons process and encouraging public participation in the process.

The Enforcement and Legal Divisions have been laboring tirelessly with civil litigation, in addition to their regular workload. Enforcement has been fast at work responding to motions in its ACRC/Proposition 54 case, and the Legal Division has been busy with motions and arguments in *McClintock v. Shelley* and *Johnson v. Bustamante*. Employees of both divisions are commended for their hard work and excellent results representing the agency.

The Technical Assistance Division conducted candidate/treasurer seminars in the cities of Mountain View, Westlake Village, & Modesto. They also traveled to the cities of Santa Paula, Palmdale, Hawthorne, & Lake Elsinore, and Nevada County, to conduct outreach programs.

C. APPROVAL OF CONFLICT OF INTEREST CODES/AMENDMENTS

Since the last Commission meeting, the agency has approved the following codes/amendments:

Agricultural Labor Relations Board, State of California
California Community Colleges
Central Valley Immunization Information System
Department of Developmental Services, State of California
Sonoma-Marín Rail Transit District

D. FINDINGS OF PROBABLE CAUSE

Pursuant to regulation 18361, I have found evidence in the following cases sufficient to lead a person of ordinary caution and prudence to believe or entertain a strong suspicion that the following respondents committed or caused a violation of the Political Reform Act. **This finding of probable cause does not constitute a finding that a violation has actually occurred. The respondents are presumed to be innocent of any violation of the Act unless a violation is proved in a subsequent proceeding.**

Edward Albert, FPPC No. 01/41. On August 21, 2003, probable cause was found to believe that respondent, a Commissioner for the California Coastal Commission, failed to timely file an assuming office statement of economic interests, in violation of Government Code section 87202 (1 count), and failed to timely file a 2000, 2001 and 2002 annual statement of economic interests, in violation of section 87203 (3 counts).

Dwayne Bower, FPPC No. 01/305. On August 26, 2003, probable cause was found to believe that respondent, a member of the governing board of the Ojai Water Conservation District, located in Ojai, failed to timely file two annual statements of economic interests, in violation of section 87300 (2 counts).

Vikram Budhreja, FPPC No. 02/1075. On September 17, 2003, probable cause was found to believe that respondent, a consultant to the Department of Water Resources, participated in five governmental decisions in which he had an economic interest in violation of section 87100 (five counts), failed to timely file an assuming office statement of economic interests in violation of section 87300 (1 count), failed to disclose a source of income on his assuming office statement of economic interests in violation of section 87300 (1 count), and failed to disclose an investment interest on his assuming office statement of economic interests in violation of section 87300 (1 count).

REQUESTS FOR EXTENTION OF COMMITTEE TERMINATION

Pursuant to regulation 18404.1, campaign committees facing termination by December 31, 2002, who desire an extension of that deadline must submit a request to the Executive Director by December 1, 2002. To date, I have responded to the following requests:

Wesson For Assembly, #962652. First request for an extension granted for a one month period to allow time for checks written by the committee to clear the bank.